09/933,884 Page 3

## REMARKS

The following remarks and concurrently filed Terminal Disclaimer are fully responsive to the Office Action set forth above. Reconsideration of this application is requested. Claims 1, 2, 5, 7, 14, 18, 27, 28, 30, 32-35, 38, 40, 42, 43, 45, and 46 are pending in this application.

In the outstanding Office Action, all of the pending claims were rejected under the judicially created doctrine of nonstatutory double patenting over commonly owned U.S. Patent Application Serial No. 09/933,864 filed August 21, 2001 (Publication No. 2003/0082474A1).

Applicants submit that the attached Terminal Disclaimer overcomes the only outstanding rejection of the pending claims and request that the rejection be withdrawn.

Applicants submit that all of the pending claims are now in condition for allowance. A notice to that effect is respectfully requested.

Respectfully Submitted,

EIЛ HAYAKAWA et al.

By:

Paul W. Busse, #32,403 FAEGRE & BENSON LLP 2200 Wells Fargo Center 90 South Seventh Street Minneapolis, MN 55402-3901

612/766-7046

Dated: August /2, 2003

M2:20562845.01

Serial No.:

09/933,884

